IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 20TH AUGUST 2007 / 29TH SRAVANA 1929

Tr.P(C).No. 166 of 2007()

OPDIV.893/2006 of FAMILY COURT, KOTTAYAM

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PETITIONER/RESPONDENT

SUSEELA, D/O.ANGILA, T.C.NO.47/413,
NADUTHARA HOUSE, POONTHURA, MUTTATHARA VILLAGE,
THIRUVANANTHAPURAM.

BY ADV. SRI.A.M.MUKTHAR

RESPONDENTS: PETITIONER

JOSE KAIMALETTU MATHEW,
S/O.K.M.MATHEW, KAIMALETTU HOUSE,
PALAKKATTUMALAKARA, KURICHITHANAM VILLAGE,
MEENACHIL TALUK, KOTTAYAM DISTRICT.

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON I.A. 1776/07 IN Tr.P.C. 166/07

DISMISSED

20/8/2007 SD/- M.N.KRISHNAN, JUDGE

JJ /TRUE COPY/

P.A. TO JUDGE

M.N.KRISHNAN, J.

Tr.P.C.No. 166 OF 2007

Dated this the 20th August, 2007.

JUDGMENT

Respondents signed. No appearance. The prayer by the wife is to transfer O.P.893/06 pending before the Family Court, Ettumanoor to the Family Court, Thiruvananthapuram. The grounds alleged are that the father of the petitioner is an acute diabetic and cardiac patient and the mother is under treatment of hypertension and anginal pain. The certificate issued by Al-Arif Hospital marked as Exts.P1 and P2 prima facie indicates about the ailment of the parents. There is no counter affidavit filed to controvert the allegations stated in the petition. So, in the light of the materials available and in the absence of any contravention of the facts stated in the transfer application, I am inclined to transfer O.P..893/06 pending before the Family Court, Ettumanoor to the Family Court, Thiruvananthapuram. The Family Court, Ettumanoor shall intimate the counsel for the respondent about the factum of transfer as he has not appeared before this court. Transfer petition is disposed of accordingly.

M.N.KRISHNAN
Judge

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